IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTY FIFTH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION NO : 18689 of 2004

Between:

B. Penchalaiah S/o Penchalaiah
R/o Flat No.11, Shiridi Sai Nagar, Nawabpet, Nellore

... PETITIONER

AND

1 Commissioner of Prohibition & Excise, Andhra Pradesh, Hyderabad
2 Superintendent, Prohibition & Excise, Nellore
3 Circle Inspector, Prohibition & Excise, Nelagiri Sangam, Nellore

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court be pleased to issue appropriate Writ or order or Direction more particularly in the nature of Writ of Mandamus directing the Respondent No.1 to remove the seals to licenced premises bearing No. 5/363, Chintareddy Palem Donka Road, Stonehousepet, Nellore and return the keys to the petitioner forthwith

Counsel for the Petitioner: MR.M.VIJAYA SARATHI REDDY

Counsel for the Respondents: GP FOR PROHIBITION & EXCISE

The Court made the following order:

ORDER:

Petitioner seeks a Writ of Mandamus directing the Commissioner of Prohibition & Excise, Andhra Pradesh, Hyderabad to remove the seals to the licenced premises bearing No.5/363, Chintareddy Palem, Donka Rao, Stonehousepet, Nellore and return the keys to the petitioner.

Counter has been filed stating that after expiry of the licence period the seals to the licenced premises was already removed and the keys have been handed over to the petitioner under proper acknowledgement on 13.09.2004.

In view of the said counter nothing survives in the writ petition for adjudication.

Accordingly, the writ petition is dismissed as having become infructuous. No costs.

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V. ESWARAIAH, J

April 25, 2005

Dsk

To

1 The Commissioner of Prohibition & Excise, Andhra Pradesh, Hyderabad
2 The Superintendent, Prohibition & Excise, Nellore
3 The Circle Inspector, Prohibition & Excise, Nelagiri Sangam, Nellore

4 Two CCs to GP For Prohibition & Excise, High Court Buildings, Hyderabad

(OUT)

Two CD Copies.